

Objection Deadline: March 23, 2010
No Hearing Requested

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– and –

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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

In Re

CIRCUIT CITY STORES, INC., *et al.*,

Debtors.

Case No. 08-35653 (KRH)

Chapter 11

Jointly Administered

NOTICE OF MOTION OF APEX DIGITAL, INC. FOR LEAVE TO APPEAL

PLEASE TAKE NOTICE that on March 9, 2010, Apex Digital, Inc. filed a Motion for Leave to Appeal the Order on Debtors' Fifty-First and Fifty-Second Omnibus Objections (Doc. No. 6228), entered in the above-captioned case on the 6th day of January, 2010, and the related

Order on Motion to Reconsider (Doc. No. 6602), entered on the 23rd day of February, 2010.

If you do not want the Court to grant the motion for leave to appeal, or if you want the Court to consider your views on the motion, then on or before March 23, 2010, you or your attorney must file with the Court a written response explaining your position at:

Clerk of the Court
United States Bankruptcy Court
701 East Broad Street
Richmond, Virginia 23219

If you mail your response to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the date stated above.

You must also mail a copy to the movants:

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Under Local Bankruptcy Rule 9013-1, unless a written response to this motion and supporting memorandum objecting to the relief requested are filed with the Clerk of Court and served on the moving party within 14 days of the service of this notice, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing.

Dated: March 9, 2010

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CERTIFICATE OF SERVICE

I hereby certify that on March 9, 2010, I caused true and exact copies of the foregoing *Notice of Motion of Apex Digital, Inc. for Leave to Appeal* to be served via first-class mail, postage prepaid, and, where noted, via electronic mail, upon the below-listed parties and through the ECF system, which in turn will generate an electronic notice of filing to all parties registered to receive electronic notice from the Court.

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Dated: March 9, 2010

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